Court No.2

Review Petition No. 4959 of 2002
File on behalf of petitioner

IN

Civil petition No. 438 (M/S) of 2002.

Saktu …….. Petitioner.

Versus

Prescribed Authority/Civil Judge (Sr. Division), Hardwar and three others. …….. Respondents.

……

Hon'ble P.C.Verma, J.

This review petition has been filed by the review petitioner on the ground that the order sought to be reviewed does not contain any direction for decision of the case expeditiously and also does not contain any direction that the finding recorded by the appellate Court shall not be binding on the trial Court.

In the order dated 23.7.2002 it has clearly been provided that the trial Court shall decide the case afresh. Meaning thereby the finding recorded by the appellate Court shall not be binding on the trial Court.

So far as the expeditious disposal of the P.A. Case No. 22 of 1994 is concerned, that need not required for the reason that it cannot be possible for every Court to decide the cases expeditiously. However, since the case is pending from the year 1994, therefore the trial Court is directed to conclude the trial of above case within a period of four months from the date of production of certified copy of this order.

Order dated 23.7.2002 is reviewed accordingly and the review petition is disposed of finally.

13.8.2002 **(P.C.Verma,J.)**
P.Singh